

Prepared from  
FORM PTO-139 0

Transmittal Letter to the United States  
Designated/Elected Office (DO/EO/US)

09/029977  
029,408

Attorney's Docket No. : **GK-GEY-1020A**  
U.S. Application No. :  
International Application No. : **PCT/EP96/04016**  
International Filing Date : **SEPTEMBER 12, 1996 (12 SEPTEMBER 1996)**  
Priority Date Claimed : **SEPTEMBER 12, 1995 (12 SEPTEMBER 1995)**  
Title of Invention : **PROCESS FOR PRODUCING MOULDINGS WITH A BARRIER LAYER MADE OF BIODEGRADABLE MATERIAL, AND MOULDINGS PRODUCED ACCORDING TO THIS PROCESS**  
Applicant(s) for (DO/EO/US) : **Andreas Gerhard BAAR, Wolfgang GEBEL, Ute IMHOF and Hannelore MIHALIK**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures [35 U.S.C. 371 (f)] at any time rather than delay examination until the expiration of the applicable time limit set forth in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
  - a) ☐ is transmitted herewith (required only if not transmitted by the International Bureau)
  - b) ☐ has been transmitted by the international Bureau
  - c) ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of WO 97/10293 (~~the International Application~~) into English [35 U.S.C. 371(c)(2)]
7. ☐ Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
  - a) ☐ are transmitted herewith (required only if not transmitted by the International Bureau)
  - b) ☐ have been transmitted by the International Bureau
  - c) ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
  - d) ☐ have not been made and will not be made
8. ☐ A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]
9. ☐ An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)] **TO FOLLOW**
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98
12. ☐ An Assignment document for recording. A separate cover sheet (PTO-1595) in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment and Abstract  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment
14. ☐ A substitute specification
15. ☐ A change of power of attorney and/or address letter
16. ☐ (other items or information)

EXPRESS MAIL No.: **EM 165 841 815 US** Deposited: **March 12, 1998**

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: BOX PCT, ASSISTANT Commissioner for Patents, Washington, DC 20231.

*Ruth Montalvo*

/Ruth Montalvo Date: **March 12, 1998**

17. X The following fees are submitted:

**BASIC NATIONAL FEE [37 CFR 1.492(a)(1)-(5)]:**

CALCULATIONS

PTO USE ONLY

<u>X</u> Search Report has been prepared by the EPO or JPO.....	\$ 930.00																								
<u>  </u> International preliminary examination fee paid to USPTO [37 CFR 1.482].....	\$ 720.00																								
<u>  </u> No International preliminary examination fee paid to USPTO [37 CFR 1.482] but International search fee paid to USPTO [37 CFR 1.445(a)(2)].....	\$ 790.00																								
<u>  </u> Neither International preliminary examination fee [37 CFR 1.482] nor International search fee [37 CFR 1.445(a)(2)] paid to USPTO.....	\$1,070.00																								
<u>  </u> International preliminary examination fee paid to USPTO [37 CFR 1.482] and all claims satisfied provisions of PCT Article 33(1)-(4).....	\$ 98.00																								
<b>ENTER APPROPRIATE BASIC FEE AMOUNT:</b>		<b>\$ 930.00</b>																							
<table><tr><td>Claims</td><td>Number</td><td>Number</td><td>Rate</td></tr><tr><td></td><td>filed</td><td>extra</td><td></td></tr><tr><td>Total Claims (Prel.Amt) 59</td><td>-20=</td><td>39</td><td>x \$ 22. =</td></tr><tr><td>Indep. Claims 4</td><td>-03=</td><td>1</td><td>x \$ 82. =</td></tr><tr><td colspan="2"><u>  </u> Multiple Dependent Claim(s) (if applicable)</td><td></td><td>+ \$ 270. =</td></tr></table>	Claims	Number	Number	Rate		filed	extra		Total Claims (Prel.Amt) 59	-20=	39	x \$ 22. =	Indep. Claims 4	-03=	1	x \$ 82. =	<u>  </u> Multiple Dependent Claim(s) (if applicable)			+ \$ 270. =		<table><tr><td>\$ 858.00</td></tr><tr><td>4 82.00</td></tr></table>	\$ 858.00	4 82.00	
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4 82.00																									
<b>TOTAL OF ABOVE CALCULATIONS:</b>		<b>\$ 1,870.00</b>																							
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [ ] 30 months from the earliest claimed priority date [37 CFR 1.492(e)]																									
<b>TOTAL OF ABOVE CALCULATIONS:</b>		<b>\$ 1,870.00</b>																							
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must be filed. [Note 37 CFR 1.9, 1.27, 1.28]																									
<b>SUBTOTAL:</b>		<b>\$ 1,870.00</b>																							
Processing fee of \$130.00 for furnishing the English Translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date [37 CFR 1.492(f)]																									
<b>TOTAL NATIONAL FEE:</b>		<b>\$ 1,870.00</b>																							
Fee for recording the enclosed assignment [37 CFR 1.21(h)] The assignment must be accompanied by an appropriate cover sheet (PTO-1595) [37 CFR 3.28, 3.31]. \$ 40.00 per property +																									
<b>TOTAL FEES TO BE CHARGED:</b>		<b>\$ 1,870.00</b>																							
AMOUNTS TO BE REFUNDED OR CHARGED		REFUNDED CHARGED	\$ \$																						

X Enclosed is a check in the amount of \$ **1,870.00**.

   Please charge my Deposit Account No. **13-0025** in the amount of \$ .00 to cover the above fees.

X The Commissioner is hereby authorized to charge the deposit account the above-mentioned fees and any other fees required with this submission or to credit any overpayment to Deposit Account No: 13-0025. A duplicate of this form is enclosed.

**NOTE:** Where an appropriate time limit under 36 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

**SEND ALL CORRESPONDENCE TO:**

**Gerald H. Kiel, Esq.**

**McAulay Fisher Nissen Goldberg & Kiel, LLP**

**261 Madison Avenue**

**New York, NY 10016-2391**

**Gerald H. Kiel**

Name (Tel. (212) 986-4090)

Signature

**25,116**

Reg. No.

**March 12, 1998**

Date

09/029,

09/029977 #2/2

261 Madison Avenue  
New York, NY 10016-2391

Phone: (212) 986-4090

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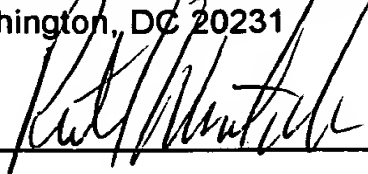
E-MAIL: MFNGK@AOL.COM

EXPRESS MAIL No.: EM 165 841 815 US

Deposited: March 12, 1998

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Box PCT

Assistant Commissioner for Patents, Washington, DC 20231



/ Ruth Montalvo

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No : GK-GEY-1020  
Applicant(s) : Andreas Gerhard BAAR, Wolfgang GEBEL, Ute IMHOF and Hannelore MIHALIK  
Serial No. : (National Phase of PCT/EP96/04016 filed 12SEP96)  
Originally filed : on March 6, 1998 (Serial No. Not yet known)  
For : PROCESS FOR PRODUCING MOULDINGS WITH A BARRIER LAYER MADE OF BIODEGRADABLE MATERIAL, AND MOULDINGS PRODUCED ACCORDING TO THIS PROCESS

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Assistant Commissioner for Patents  
Washington, D.C. 20231

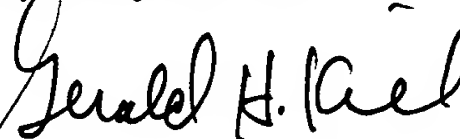
REQUEST TO WITHDRAW APPLICATION

Sir:

Applicants hereby request withdrawal of the above-identified application which was filed on March 6, 1998. A replacement application is being filed concurrently herewith.

Please refund the filing fee (minus the handling fee) submitted with this application to Deposit Account No. 13-0025.

Respectfully submitted,



Gerald H. Kiel - Reg. No. 25,116

GHK:jl

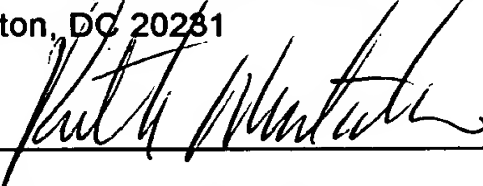
Rec'd PCT/PTO

MAR 12 1998

EXPRESS MAIL No.: EM 165 841 815 US

Deposited: March 12, 1998

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Box PCT Assistant Commissioner for Patents, Washington, DC 20281

 / Ruth Montalvo

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No : GK-GEY-1020A  
Applicant(s) : Andreas Gerhard BAAR, Wolfgang GEBEL, Ute IMHOF and Hannelore MIHALIK  
Serial No. : not yet known (PCT/EP96/04016 filed 12SEP96)  
Filed : Concurrently herewith  
For : PROCESS FOR PRODUCING MOULDINGS WITH A BARRIER LAYER MADE OF BIODEGRADABLE MATERIAL, AND MOULDINGS PRODUCED ACCORDING TO THIS PROCESS


National Phase of PCT Application No. PCT/EP96/04016 filed 12 SEPTEMBER 1996

TRANSMITTED HERewith IS THE FOLLOWING

- X 1. Transmittal Letter to the United States Designated/Elected Office (PTO-1390) in duplicate;
- X 2. Verified English translation of WO 97/10293 [Specification 33 pgs, Claims 9 pgs, and twenty-two (22) sheets of Drawings (Figs. 1-3, 4AB, 5AB and 6-20)];
- X 3. Preliminary Amendment (Cls. 59/4) and Abstract;
- X 4. CHECK for \$ 1,870.00

The Commissioner is hereby authorized to charge the deposit account the above-mentioned fees and any other fees required with this submission or to credit any overpayment to Deposit Account No: 13-0025.

Respectfully submitted,

  
Gerald H. Kiel - Reg. No. 25,116

GHK:ram

THIS IS A SECOND SUBMISSION

PLEASE NOTE THE FIRST SUBMISSION FILED ON MARCH 6, 1998 IS BEING WITHDRAWN. A REQUEST TO WITHDRAW THE APPLICATION IS FILED CONCURRENTLY HERewith, THE SERIAL NUMBER OF THE MARCH 6<sup>TH</sup> FILING, IS NOT YET KNOWN.

01 Rec'd PCT/PTO MAR 12 1998

UNITED STATES PATENT AND TRADEMARK OFFICE ANNEX U.S. 111

**VERIFICATION OF A TRANSLATION**

I, the below named translator, hereby declare that:

My name and post office address are as stated below:

That I am knowledgeable in the English language and in the language in which the below-identified international application was filed, and that I believe the English translation of the international application PCT/EP96/04016 is a true and complete translation of the above-identified international application as filed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date February 16, 1998

Full name of the translator Daniel Cooper

Signature of the translator 

Post Office Address 1310 Felicity Street, New Orleans, LA 70130